

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF LOUISIANA**

INDICTMENT FOR REENTRY OF REMOVED ALIEN

UNITED STATES OF AMERICA

*** CRIMINAL DOCKET NO.**

v.

*** SECTION:**

MARIO AVILA-VASQUEZ

*** VIOLATION: 8 U.S.C. § 1326(a)**

*** * ***

The Grand Jury charges that:

COUNT 1

On or about October 3, 2009, at or near Orleans Parish, Louisiana, in the Eastern District of Louisiana, the defendant, **MARIO AVILA-VASQUEZ**, an alien, was found in the United States after having been officially deported and removed therefrom to Honduras on or about August 27, 1999, at or near Houston, Texas, and without the Attorney General of the United States or his designated successor, the Secretary of the Department of Homeland Security, as provided for in Title 6, United States Code, Sections 202(3), 202(4), and 557, having expressly consented to the defendant's reapplication for admission into the United States; all in violation of Title 8, United States Code, Section 1326(a).

NOTICE OF SENTENCING ENHANCEMENT

_____ Now comes the United States of America, by and through Jim Letten, the United States Attorney for the Eastern District of Louisiana, to give notice that on or about May 7, 1999, in the United States District Court for the Southern District of Texas, the defendant, **MARIO AVILA-VASQUEZ**, was convicted of transporting an illegal alien. Because of this aggravated felony conviction, if the defendant is convicted for a violation of Title 8, United States Code,

Section 1326(a), the defendant's sentence will be subject to a maximum sentence of imprisonment for not more than 20 years. Title 8, United States Code, Section 1326(b)(2).

A TRUE BILL:

F O R E P E R S O N

JIM LETTEN
United States Attorney
Louisiana Bar Roll Number 8517

JAN MASELLI MANN
First Assistant U.S. Attorney
Louisiana Bar Roll Number 9020

ROBERT WEIR
Special Assistant United States Attorney
Mississippi Bar Number 101464

New Orleans, Louisiana
October 30, 2009